

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MARCH 21, 1994  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:03 p.m. Mayor Golding adjourned the meeting at 6:22 p.m. to meeting again on March 22, 1994 at 9:00 a.m. in Closed Session in the 12th floor Conference Room to discuss pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Roberts-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present
- Clerk-Abdelnour (ec)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Roberts-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present

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- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Jim Baize of Midway Baptist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO THE CITY MANAGER

Comments by Richard De Hoyos regarding violation of San Diego Municipal Code by City Officials.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A041-087.)

ITEM-PC-2:

Comments by P.M. Azinga regarding the Spanish word "La Maquiladora."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A089-109.)

ITEM-PC-3:

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Comments by Ernest Kaminsky and Bill Goldfarb regarding East Elliott.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A110-180.)

ITEM-PC-4:

Comments by Don Stillwell requesting the City Council to expose the unconstitutional activities of the government to their constituents.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A181-212.)

ITEM-PC-5: REFERRED TO THE CITY MANAGER

Comments by Gary Gahai regarding his water bill.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A213-275.)

ITEM-PC-6:

Comments by Joseph Cuseo thanking Council for the Cold Winter Shelter.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A276-290.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Stallings thanking Police and Fire Departments for their accomplishments in protecting our City.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A291-296.)

ITEM-CC-2:

Comments by Council Member McCarty congratulating the Lady Aztecs for a fine season.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A297-304.)

ITEM-CC-3:

A consideration by Council Member Roberts appointing Council Member Stallings to participate as a City representative on the MTDB Board.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A305-335.)

ITEM-CC-4:

Comments by Council Member Stevens commending the members of the Southeast Division of the San Diego Police Department for their constraint last Tuesday in response to the individual who was held up in Paradise Hills.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A336-351.)

ITEM-30: PRESENTED

Presentation by People for Trees in celebration of California Arbor Day and National Arbor Day.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A352-467.)

ITEM-31: PRESENTED

Songs of My People: Presentation celebrating the diversity

of the African-American experience across America.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A468-538.)

ITEM-32:

SUBJECT: Webster Community Council Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1190) ADOPTED AS RESOLUTION R-283524

Commending and acknowledging the Webster Community Council for their hard work and commitment toward the betterment of their neighborhood; Proclaiming March 21, 1994 to be "Webster Community Council Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A539-643.)

MOTION BY STEVENS TO ADOPT. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33: APPROVED

Approval of Council Minutes for the Meetings of:

02/14/94 Adjourned  
02/15/94 Adjourned  
02/21/94 Adjourned  
02/22/94

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: E072-075.)

MOTION BY STALLINGS TO APPROVE. Second by Kehoe. Passed by

the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

\* ITEM-50:

SUBJECT: Alcohol Ban at La Jolla Community Park and Recreation  
Center.

(La Jolla Community Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance, which was introduced on  
3/7/94. (Council voted 8-0. District 6 not present):

(O-94-69) ADOPTED AS ORDINANCE O-18051 (New Series)

Amending Chapter V, Article 6, of the San Diego  
Municipal Code, by amending Section 56.54, relating to  
a Ban on Alcoholic Beverage Consumption, to include the  
La Jolla Community Park and Recreation Center.

FILE LOCATION: MEET

COUNCIL ACTION (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed  
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

ITEM-51:

SUBJECT: Inmate Reception Center.

(See City Manager Report CMR-94-60.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-79) INTRODUCED, TO BE ADOPTED ON APRIL 11, 1994

Introduction of an Ordinance authorizing the City

Manager to enter into: 1) A Memorandum of Understanding with the Redevelopment Agency of the City of San Diego and the County of San Diego concerning the financing, construction, maintenance, and operation of a new 900-bed, type II, Inmate Reception Center, on County property at Front and B Streets; and 2) A Memorandum of Understanding with the County and Sheriff for the County of San Diego concerning the booking protocol for City misdemeanor arrestees booked in the Inmate Reception Center.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: E076-333.)

MOTION BY ROBERTS TO INTRODUCE. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-52:

SUBJECT: Renewal of Morley Field Disc Golf Concession.

(Located at Morley Field, west of Pershing Drive.  
District-3.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-81) INTRODUCED, TO BE ADOPTED ON APRIL 11, 1994

Introduction of an Ordinance authorizing a five-year concession agreement with one five-year option, with Leo Pierson (San Diego), for operation of the Morley Field Disc Golf Course, at a minimum rent of \$550 per month versus a percentage of gross income.

CITY MANAGER SUPPORTING INFORMATION:

Leo Pierson has operated the disc golf course at Morley Field since 1985 in a satisfactory manner. The concession agreement expired September 30, 1990 and was placed on a month to month holdover pending development of the East Mesa Precise Plan. A Request for Proposals to operate the course was processed in July of 1993 and Mr. Pierson was the only respondent. Staff is

proposing a new agreement similar to the existing agreement with the exception that Mr. Pierson has requested approval for a pay to play course. This will require the installation of approximately 300 feet of a 4-foot high fence on the interior of the leasehold and the installation of six signs. The fence will not only direct players to the pay area but will also be a deterrent to people walking across the course and risking injury from flying discs. In addition to percentage rent paid to the City based on gross sales, Mr. Pierson has agreed to pay percentage rent to the City based on the pay to play fee. The basic provisions of the agreement are: 1) Rent: \$6,600 annual minimum rent vs. various percentage rents based on gross income; 2) Term: One five-year term commencing upon execution by the City Manager, with one five-year option to extend; 3) Maintenance: The concessionaire is responsible for maintenance of baskets, tees, daily clearing of the course grounds and light landscape work; 4) Insurance: The concessionaire is required to maintain fire, extended coverage, vandalism insurance coverage, plus public liability and property damage insurance in the amount of not less than \$1 million combined single limit liability; 5) Other Recommendations: The Balboa Park Committee and the Park and Recreation Board unanimously approve of the proposed agreement.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO INTRODUCE. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-100:

SUBJECT: Awarding a Contract for Furnishing Ammonium Sulfate.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1037) ADOPTED AS RESOLUTION R-283525

Awarding a contract to Van Waters & Rogers, Inc. of National City, for furnishing ammonium sulfate, as may be required for a period of one year beginning March 1, 1994 through February 28, 1995, for an estimated total

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cost of \$65,500, with options to renew for two additional one year periods. (BID-B4134/94)

FILE LOCATION: CONT - Purchase - Van Waters & Rogers, Inc. CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-101:

SUBJECT: Awarding Contracts for Furnishing Tractors. (Continued from the meeting of December 6, 1993, Item 205 (Items 1,3 and 6) at the City Manager's request, until after the City Manager has evaluated the correspondence in protest of these items from various firms that were not recommended for award of contract.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1039) ADOPTED AS RESOLUTION R-283526

Awarding contracts to Bengal Equipment and Tractor Company (Escondido) and Whitney Machinery, Inc. (San Diego) for the purchase of tractors for a grand total of \$533,528.43, including tax, as follows: 1) Bengal Equipment and Tractor Company (Escondido) for Item 1 - five skid steer tractors at a cost of \$13,130 each with five Option I - loader buckets at a cost of \$415 each; five Option II - backhoes at a cost of \$4,482 each; four Option III - hydraulic breakers at a cost of \$4,889 each; two Option IV - augers at a cost of \$3,041 each; two Option V - pallet forks at a cost of \$675 each, and four Option VI - trailers at a cost of \$3,337 each, for a total cost of \$130,471, plus tax and terms; 2) Bengal Equipment and Tractor Company (Escondido) for Item 3 - one four wheel drive articulated loader, 29,000 lb., at a cost of \$88,000, plus tax and terms; 3) Whitney Machinery, Inc., (San Diego), for seven industrial tractor loaders with backhoe at a cost of \$39,167 each and two Option I - hydraulics at a cost of

\$1,257 each, for a total cost of \$276,683, plus tax and terms; Authorizing the expenditure of not to exceed \$533,528.43 from Funds 50033/50031, Depts. 8201/8203, Object Account 6013, and Job Orders 88082/88092/88072/88093, for providing funds for the project and related costs; Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-B3956/94)

Aud. Cert. 9400901.

FILE LOCATION: CONT - Purchase - Bengal Equipment and Tractor Company (Escondido) and Whitney Machinery, Inc. (San Diego) CONFY94-2

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-102:

SUBJECT: Awarding a Contract for Balboa Park Club Building Renovation Phase II.

(Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1168) ADOPTED AS RESOLUTION R-283527

Awarding a contract to Randazzo Construction (San Diego), for the Balboa Park Club Building Renovation - Phase 2, for a total amount of \$1,018,053; Authorizing the expenditure of \$340,000 from CIP-21-834.0, Balboa Park/Mission Bay Park Requirements, sublet project CIP-21-839.7, Balboa Park Club Improvements, San Diego Facilities and Equipment Leasing Corporation Fund No. 91101, to supplement funding previously authorized by Resolution R-282838. (BID-K94061)

CITY MANAGER SUPPORTING INFORMATION:

The Balboa Park Club Building is located at 2150 Pan American Road West in Balboa Park. The City Council authorized advertisement of bids for the construction of the Balboa Park Club Building Renovation Phase II on the agenda of October 25, 1993. Four bids were received on November 19, 1993. The bid proposed contained a base bid and seven additive bid alternates. The base bid work is the minimum work required to make the facility usable for the public. The seven bid alternates add the finishing of the first floor meeting room, the kitchen area, the second floor rooms and the upgrading of floor and wall coverings. The low bid for the base bid and all seven bid alternates have been withdrawn. The new low bid of \$1,018,053 was submitted by Randazzo Construction. Additional funds for the project have been identified, and accepting the bid of Randazzo Construction is recommended.

Aud. Cert. 9400878.

FILE LOCATION: W.O. 112263 CONT - Randazzo  
Construction (San Diego) CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-103:

SUBJECT: Two actions related to Inviting Bids for the  
Construction of Sewer and Water Group 91.  
(District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1000) ADOPTED AS RESOLUTION R-283528

Inviting bids for the Construction of Sewer and Water Group 91 on Work Order No. 181051/171371; Authorizing a contract with the lowest responsible bidder; Authorizing the expenditure of \$1,779,764 from Sewer Revenue Fund 41506, CIP-44-001.0, and \$255,735 from Water Revenue Fund 41500, CIP-73-083.0 for providing funds for said project and related costs; Authorizing

the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
(BID-K94201)

Subitem-B: (R-94-1161) ADOPTED AS RESOLUTION R-283529

Authorizing the use of City Forces to make connections and perform operational checks; declaring that the cost of the work shall not exceed \$13,500 for Sewer and \$28,500 for Water.

CITY MANAGER SUPPORTING INFORMATION:

Sewer and Water Group 91 includes the installation of approximately 14,845 linear feet of sewer main and 1,450 linear feet of water main to replace existing deteriorated facilities in the Rolando area. The existing sewage collection facilities have been serving this area for over 70 years, and have been recommended to be replaced due to the high number of stoppages in the area. This project will alleviate these stoppages and provide a more reliable and cost effective sewage collection system. The short length of water main replacement is recommended to be done at this time to avoid future trenching in this area.

Aud. Cert. 9400784.

WU-P-94-059.

FILE LOCATION: W.O. 181051/171371 CONT - Peter C.  
David, Co. Inc. CONTFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-104:

SUBJECT: Inviting bids for the Construction of Traffic Signal Interconnect Systems on Imperial Avenue from 47th Street to Lisbon Street/69th Street.

(Lincoln Park - Skyline Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1162 Cor.Copy)      ADOPTED AS RESOLUTION R-283530

Inviting bids for the Construction of Traffic Signal Interconnect Systems on Imperial Avenue from 47th Street to Lisbon Street/69th Street on Work Order No. 112159; Authorizing the execution of a contract with the lowest responsible bidder; Authorizing the expenditure of \$285,000 from CIP-68-008.0, Annual Allocation - Traffic Signal Subsystems, TransNet Fund 30300; Authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess monies, if any, in CIP-68-008.0. (BID-K94202)

CITY MANAGER SUPPORTING INFORMATION:

The subject Capital Improvement Program project will coordinate the operation of fourteen traffic signals on Imperial Avenue from 47th Street to Lisbon Street/69th Street. This coordination will provide for the orderly progression of vehicles on Imperial Avenue between 47th Street and Lisbon Street/69th Street, a distance of approximately 2.7 miles. Aud. Cert. 9400795.

FILE LOCATION:                      W.O. 112159 CONT-Southwest Traffic  
Signal Service Inc.              CONFY94-1

COUNCIL ACTION:                      (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-105:                      CONTINUED TO APRIL 18, 1994

SUBJECT:    Inviting Bids for Construction of Traffic Signal and Street Lighting Systems at El Camino Real and Via de la Valle.

(North City Future Urbanizing Area, Sub-Area II.  
District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1165)

Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at El Camino Real and Via de la Valle on Work Order No. 112261; Authorizing a contract with the lowest responsible bidder; Authorizing the expenditure of not to exceed \$146,600 from TransNet Fund 30300, CIP-68-010.0, Annual Allocation - Construct Top 10-15 Prioritized Traffic Signals; Authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess monies, if any, in CIP-68-010.0. (BID-K94204)

CITY MANAGER SUPPORTING INFORMATION:

The Capital Improvement Program Project for Construction of Top 10-15 Prioritized Traffic Signals will install a traffic signal and street lighting system and do some minor roadway widening at the intersection of El Camino Real and Via de la Valle.

Aud. Cert. 9400793.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO CONTINUE TO APRIL 18, 1994.  
Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-106:

SUBJECT: Inviting bids for the Construction of Seismic Retrofit of Harbor Drive Overhead Bridge. (Barrio Logan Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1166) ADOPTED AS RESOLUTION R-283531

Inviting bids for the Construction of Seismic Retrofit of Harbor Drive Overhead Bridge on Work Order No.

112107; Authorizing the execution of a contract with the lowest responsible bidder; Acknowledging Program Supplement No. 079 to local Agency-State Agreement for Federal Aid Project, No. 11-5004, for an estimated amount of \$1,996,500, previously approved per Resolution R-280364, filed July 20, 1992; Authorizing the City Manager to expend Supplemental No. 079 Local Agency-State Agreement for Federal Aid Project Funds for an estimated amount of \$1,996,500; Authorizing the City Manager to enter into an agreement with The Atchison, Topeka, and Santa Fe Railway Company, a Delaware corporation, identified under file number 05001047 (Railway identification number) for purposes of the seismic retrofit flagman and engineering expenses. (BID-K94206FA)

CITY MANAGER SUPPORTING INFORMATION:

This project provides for seismic retrofit improvements for Harbor Drive Overhead Bridge. The principal design features include: (1) construction of reinforced concrete diaphragm; (2) installation of restrainer assemblies; and (3) column jacketing. This project is being proposed to increase the bridge's seismic resistance to today's state-of-the-art rehabilitation in regard to structural stability during a strong earthquake.  
Aud. Cert. 9400173.

FILE LOCATION: W.O. 112107 CONT - L. R. Construction  
Company, Inc. CONTFY94-1 CCONFY94-1

COUNCIL ACTION: (Tape location: F277-413.)

MOTION BY VARGAS TO ADOPT. Second by McCarty. Passed by the following vote: Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-107:

SUBJECT: Inviting Bids for the Construction of Adams Avenue  
Street-scape Improvements - Felton Street to Mansfield  
Street.

(Mid-City Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-999) ADOPTED AS RESOLUTION R-283532

Inviting bids for the Construction of Adams Avenue Street-scape Improvements - Felton Street to Mansfield Street on Work Order No. 112206; Authorizing a contract with the lowest responsible bidder; Authorizing the expenditure of \$334,500 from CDBG Fund 18528, Dept. 4022, Org. 2201, Job Order 112206; and \$300,000 from TransNet Bond 30302 for said project, staff charges, and related costs; Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; Authorizing the City Manager to request advance funding from SANDAG through the Debt Financing Program in an amount not to exceed \$300,000, and; Authorizing the execution of any necessary documents relating to the receipt of the funds from SANDAG. Declaring that the City will be responsible for paying its proportionate share of the issuance costs and overall annual debt service requirements of the SANDAG Debt Financing Program and that such costs shall be the first priority use of the City of San Diego's annual allocation of TransNet revenues. (BID-K94200)

CITY MANAGER SUPPORTING INFORMATION:

The proposed Adams Avenue Street-scape Improvements Project CIP-39-205.0, is the next phase of the ongoing Mid-City Commercial Revitalization Program. Two previous street-scape projects have been completed on Adams Avenue. This project began with Council authorization of \$40,000 of design funding in FY 92. The Adams Avenue Business Association requested construction funding for the project and the City Council approved \$350,000 for the project in the FY 93 Community Development Block Grant (CDBG) budget. Council subsequently granted an additional \$300,000 in TransNet Bond Funding for the project in the FY 94 CIP budget. Design has been completed by Barrett Consulting Group and is approved by the Engineering and Development Department. The project consists of replacement of deteriorated curb, gutter, sidewalk, driveways, and drainage inlets; installation of new street trees with irrigation systems; installation of an electrical system to support the Adams Avenue Street Fair and other community events; and the refurbishment of existing street lights with an increase in light bulb wattage. Maintenance of the project trees will be financed through a landscape maintenance district and business improvement district

assessments of adjacent businesses.

Aud. Cert. 9400825.

FILE LOCATION: W.O. 112206 CONT -L. R. Hubbard  
Construction Co. Inc. CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-108:

SUBJECT: Inviting Bids for the City Administration Building 6th and 7th Floor Asbestos Abatement and Fire Proofing Re-Spray. (Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1167) ADOPTED AS RESOLUTION R-283533

Inviting bids for the City Administration Building 6th and 7th Floor Asbestos Abatement and Fire Proofing Re-Spray on Work Order No. 112291; Authorizing a contract with the lowest responsible bidder; Authorizing the expenditure of not to exceed \$652,000 from Fund 10404, for said project; Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
(BID-K94207)

CITY MANAGER SUPPORTING INFORMATION:

The City's current Office Space Project involves the development of office space to accommodate City staffing levels in the downtown area in several leased facilities and in the City Administration Building (CAB) and City Operations Building (COB). On November 15, 1993, the City Council adopted Resolution R-283010 directing the City Manager to proceed with the reconfiguration of the City Administration Building, floors 6 and 7 as an integral part of the adopted Office Space Project. Aud. Cert. 9400869.

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FILE LOCATION: W.O. 112291 CONT - National Surface  
Cleaning, Inc. CONTFY94-1

COUNCIL ACTION: (Tape location: F414-457.)

MOTION BY VARGAS TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

\* ITEM-109:

SUBJECT: Three actions related to Acquiring Street Reservation - Nobel Drive, Water Easements Abandoned, and Water, Electrical, and Slope Easements.

(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1286) ADOPTED AS RESOLUTION R-283534

Approving the acceptance by the City Manager of the deed of La Jolla Village Square Venture Partners, granting to the City a street easement in portions of Parcels 1 and 2 of Parcel Map PM-15965 for the potential future improvement of Nobel Drive; Declaring that the City Council reserves the right at any time in the future to officially accept the easement for public street purposes and to adopt a resolution formally accepting the easement and dedicating the property to public street use.

Subitem-B: (R-94-1289) ADOPTED AS RESOLUTION R-283535

Approving the acceptance by the City Manager of the deed of La Jolla Village Square Venture Partners conveying to the City water easements in portions of Parcels 1 and 2 of Parcel Map PM-15965, and in a portion of Parcel 3 of Parcel Map PM-8363; Authorizing the execution of a quitclaim deed, quitclaiming to La Jolla Village Square Venture Partners, all the City's right, title and interest in the water easements in portions of Parcels 1 and 2 of Parcel Map PM-15965 and a portion of Parcel 3 of Parcel Map PM-8363.

Subitem-C: (R-94-1315) ADOPTED AS RESOLUTION R-283536

Approving the acceptance by the City Manager of the deeds of La Jolla Village Square Venture Partners, granting to the City easements for electrical facilities and slopes.

FILE LOCATION: Subitem A: DEED F-6252  
Subitem B: DEED F-6253  
Subitem C: DEED F-6254  
DEEDFY94-3

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-110:

SUBJECT: Two actions related to Exclusive Sale of City-Owned Land at Eugene Place.

(Mid-City Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1236 Cor.3/23/94) ADOPTED AS RESOLUTION R-283537

Authorizing the sale by negotiation of a portion of Lot 44, Bonnie Brae, and a portion of Parcel 2, Parcel Map PM-10308 for the sum of \$13,200 to the State of California, Department of Transportation (CalTrans); Authorizing the execution of a grant deed, granting to CalTrans said property; Authorizing the execution of a Right-of-Way Contract, conveying the property to CalTrans; Determining that no broker's commission shall be paid by the City on the negotiated sale.

Subitem-B: (R-94-1237) ADOPTED AS RESOLUTION R-283538

Stating for the record that the information contained in EIR-FHWA-CA/EIS-71-22-F(s), SCH-86021907 prepared

by the State of California, Department of Transportation (CalTrans), including any comments received during the public review process, has been reviewed and considered by Council in connection with the sale of a portion of Lot 44, Bonnie Brae, and a portion of Parcel 2, Parcel Map PM-10308.

CITY MANAGER SUPPORTING INFORMATION:

The subject property is required by CalTrans for State Route 15 (40<sup>th</sup> Street). The project consists of constructing an eight-lane freeway from Interstate 805 to just south of Interstate 8. CalTrans has previously received a Right of Entry Permit from the City to enter upon the property. The sale consists of portions of two parcels located on the east side of 39th Street and an undeveloped portion of Eugene Street. The subject portions are undevelopable on their own. The parcels are steeply sloping and are zoned R-1-40,000. The subject parcels were acquired by the City for open space purposes and are designated open space. CalTrans requires a small portion (10,733 sq. ft. out of a total of 139,086 sq. ft.) for the project. The parcels were appraised at \$13,200 by a CalTrans staff appraiser and reviewed by the City of San Diego valuation staff. The Park and Recreation Department Open Space Division has reviewed the proposed sale and has no opposition.

FILE LOCATION: DEED F-6255 DEEDFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-111:

SUBJECT: Barrio Logan Redevelopment Project.

(Barrio Logan/Harbor 101 Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1276) ADOPTED AS RESOLUTION R-283539

Ratifying the election results of January 16, 1994, for  
the Barrio Logan Redevelopment Project Area Committee.

CITY MANAGER SUPPORTING INFORMATION:

In accordance with the Barrio Logan Redevelopment Project Area Committee(PAC) Bylaws, an annual election was held on January 19, 1994 to fill seats of members whose terms have expired. As a result of the election, seven members were elected. The names and categories represented by the seven elected members nominated for ratification by the City Council are as follows: Business Owner/Representative: Walter Barrett, Anthony Mauricio, Jr. and Robert Shapiro Residential Owner: Panfilio Sanchez Community Organization Representative: Otto Hirr, Rachel Ortiz, and Carlos Quintana Following the Council's ratification of the election results of January 19, 1994, no vacancies will remain on the PAC. The Redevelopment Agency staff and the PAC membership will undertake continuing efforts to maintain the high level of interest in the PAC.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-112:

SUBJECT: Appointing the Management Team for Purposes of Meeting  
and Conferring with Employee Organizations.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:  
(R-94-1222) ADOPTED AS RESOLUTION R-283540

Appointing and designating the following persons as the Management Team for purposes of meeting and conferring with recognized employee organizations: Jack McGrory, City Manager Bruce Herring, Deputy City Manager Larry Gardner, Labor Relations Manager Bill Lopez, Management Assistant John M. Kaheny, Assistant City Attorney Sharon A. Marshall, Deputy City Attorney Josiah Neeper, Attorney at Law Appointing and designating the

Personnel Director and Retirement Administrator as members of the Management Team, pursuant to the provisions of the Meyers-Miliias-Brown Act and Council Policy 300-6, for all purposes except meeting and conferring with employee organizations.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F458-643.)

Motion by Stevens to move to go out to bid for contracting service to assist us in negotiations. No second.

MOTION BY McCARTY TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-113:

SUBJECT: Phillips Temple C.M.E. Church 75th Anniversary Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1313) ADOPTED AS RESOLUTION R-283541

Proclaiming March 13, 1994 to be "Phillips Temple C.M.E. Church 75th Anniversary Day" in San Diego; Commending Phillips Temple C.M.E. Church for its commitment and dedication to its members.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-114:

SUBJECT: Excusing Councilmember Valerie Stallings from attending the Council Meetings of 3/7/94 and 3/8/94, Rules Committee Meeting of 3/7/94 and PF&R Committee Meeting of 3/9/94.

COUNCILMEMBER STALLINGS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1282) ADOPTED AS RESOLUTION R-283542

Excusing Councilmember Valerie Stallings from attending the regularly scheduled Council meetings of March 7 and 8, 1994; the Rules Committee meeting of March 7, 1994 and the Public Facilities & Recreation Committee meeting of March 9, 1994, due to out of town City business relating to MTDB, in Washington, D.C.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-115:

SUBJECT: State Route 56 Funding.

See memorandum from Councilmember Warden dated 3/8/94.)

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1332 Rev.) ADOPTED AS AMENDED AS RESOLUTION R-283543

Encouraging and supporting mitigation of the impact of deleting SA 680 from the County's General Plan by requesting the Board of Supervisors to designate the \$20.5 million for the completion of State Route 56 to mitigate traffic impacts on adjacent roadways; Directing the City Clerk to provide a copy of this resolution to the members of the Board of Supervisors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT THE RESOLUTION AS AMENDED TO ADD THE WORD "PRIMARILY" IN THE RESOLUTION FOR THE COMPLETION OF STATE ROUTE 56. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-116:

SUBJECT: Greater San Diego Chamber of Commerce/San Diego Film Commission.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1257) ADOPTED AS RESOLUTION R-283544

Authorizing the Auditor and Comptroller to amend the Fiscal Year 1994 Greater San Diego Chamber of Commerce/San Diego Film Commission appropriations by increasing it by \$50,000 to \$404,352.

CITY MANAGER SUPPORTING INFORMATION:

On July 27, 1993, the City Council adopted the Fiscal Year 1994 Annual Appropriation Ordinance which includes an appropriation of \$354,462 for the Greater San Diego Chamber of Commerce/San Diego Film Commission. The San Diego Film Commission is currently under contract to provide services relating to the promotion of the use of San Diego as an ideal site location for film and television, and assist with advertising production, and other artistic endeavors. Due to the January 17, 1994 earthquake in Los Angeles, the Film Commission has received many telephone calls and requests for information from production companies interested in alternatives to Los Angeles. The Film Commission is requesting supplemental funding of \$50,000 to engage in direct target marketing of production companies, to supplement staff to service the excess demand, and to replenish depleted supplies of promotional material about San Diego production opportunities. The Film Commission estimates that supplemental funding of \$50,000 will increase direct spending in San Diego by 8 to 10 million dollars.

Aud. Cert. 9400902.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-117:

SUBJECT: Two actions related to South Chollas Valley Trunk Sewer.

(Emerald Hills Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1311) ADOPTED AS RESOLUTION R-283545

Authorizing the Auditor and Comptroller to transfer not to exceed \$115,236.21 within Sewer Revenue Fund 41506, from CIP-44-001.0 to CIP-46-143.0; Authorizing the expenditure of not to exceed \$110,000 from Sewer Revenue Fund 41506, CIP-46-143.0 to provide funds for City construction engineering services, and not to exceed \$5,236.21 from Sewer Revenue Fund 41506, CIP-46-143.0, to provide funds for land acquisition in connection with the South Chollas Valley Trunk Sewer; Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

Subitem-B: (R-94-1312) ADOPTED AS RESOLUTION R-283546

Stating for the record that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program DEP-88-0710 has been reviewed and considered by Council in connection with the South Chollas Valley Trunk Sewer.

CITY MANAGER SUPPORTING INFORMATION:

South Chollas Valley Trunk Sewer, a Consent Decree project, was awarded to Mur-Vic Construction Co. on April 13, 1992. This trunk sewer is located south of Highway 94 from the intersection of Market Street and Euclid Avenue and flows westerly to the County boundary line at MacArthur Drive. A portion of the alignment of the trunk sewer runs along Chollas Creek, an environmentally sensitive open space area. In order to meet the Consent Decree deadline and to minimize the disturbance to the open space area, the Water Utilities Department requested the Engineering and Development Department to provide full-time inspection of the construction activities of this project. As a result, the original amount allocated for Construction Engineering \$121,110.59 was exceeded and an additional \$110,000 is needed to balance the expenditure of the City Construction Engineering cost, for a total amount of \$231,110.59. Construction Engineering activities include field inspections, laboratory testing, surveying, and construction administration. Also an additional \$5,236.21 is needed to balance the expenditure for land acquisition for a total amount of \$42,236.21. The project's operational testing was completed on July 21, 1993 approximately five months ahead of its Consent Decree deadline, December 31, 1993.

Aud. Cert. 9400860.

WU-U-94-008.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-118:

SUBJECT: City Property Insurance Repairs and Restoration Payment to Contractors for North Clairemont Library Fire Loss.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1221) ADOPTED AS RESOLUTION R-283547

Authorizing the City Auditor and Comptroller to expend \$55,697.13 (\$39,234.12 to Luth and Turley, Inc. and \$16,463.01 to Reiter Mosier Restoration) for repairs and restoration of the North Clairemont Library resulting from the fire loss of February 2, 1993.

CITY MANAGER SUPPORTING INFORMATION:

On February 15, 1993, the structure and contents of the North Clairemont Library incurred damages from fire. Subsequent investigation determined that the cause was arson and the responsible individuals were prosecuted by the District's Attorney's Office. The City and its insurance carrier are presently pursuing recovery of all damages from these parties. The request is for approval to pay the contractors hired by the City's insurance carrier for all completed repairs to the facility. An itemization of the loss is as follows:

Building repairs	-	\$44,729.25
Loss of contents/books	-	\$26,863.87
Total loss	-	\$71,593.12

The City has been reimbursed for the total loss from the insurance carriers less the Policy deductibles of \$25,000 for a net recovery of \$46,593.12. Insurance policy conditions require that monies recovered for damaged books be used for their replacement. The Library Department is currently complying with the insurance policy provisions. Funds totaling \$15,895.99 are available for their replacement.

Aud. Cert. 9400861.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-119:

SUBJECT: Settlement of the Personal Injury Claim of Jeri Corsaro.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1259) ADOPTED AS RESOLUTION R-283548

A Resolution approved by the City Council in Closed Session on Tuesday, November 16, 1993 by the following vote: Wolfsheimer-yea; Roberts-not present; Hartley-not present; Stevens-yea; Behr-not present; Stallings-yea; McCarty-yea; Vargas-nay; Mayor-yea. Authorizing the City Manager to pay the total sum of \$75,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the wrongful death of Justin Trinity, the plaintiff's son (Superior Court Case No. 667201, Jeri Corsaro v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$75,000 made payable to Jeri Corsaro and her attorney, Peter Dean, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the personal injury claim of Jeri Corsaro against the City of San Diego, its agents and employees, as a result of an incident which occurred on February 9, 1993.

Aud. Cert. 9400877.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-120:

SUBJECT: Settlement of the Claim of Carolyn E. Scheidel relating to the Linda Vista Road Landscaping Project.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1338) ADOPTED AS AMENDED AS RESOLUTION R-283549

A Resolution approved by the City Council in Closed Session on Monday, February 7, 1994 by the following vote: Mathis-yea; Roberts-yea; Kehoe-yea; Stevens-nay; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea. Authorizing the City Manager to execute an agreement with Carolyn E.

Scheidel as a full settlement of the lawsuit relating to the Linda Vista Road Landscaping project; Authorizing the City Auditor and Comptroller to transfer \$244,000 TransNet Bond, Fund 30302, from Friars Road Bridge - Widen Over San Diego River project, CIP-53-046.0, to Linda Vista Road Landscaping project, CIP-52-370.0; Authorizing the City Auditor and Comptroller to reprogram funds from Funds No. 18521, 18522, 18523 and 18524 to Fund No. 18525, Dept. 5883, Org. 8310, Job Order No. 119130; Authorizing the City Auditor and Comptroller to expend \$244,000 from Fund No. 30302, CIP-52-370.0, Linda Vista Road Landscaping project, and \$171,000 from CDBG Fund 18525, Dept. 5883, Org. 8310; Authorizing the City Auditor and Comptroller to issue one check in the amount of \$415,000 to Carolyn E. Scheidel, individually, and Craig A. Ramseyer, her attorney of record.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of Carolyn E. Scheidel's property damage claim filed on October 9, 1992.

Aud. Cert. 9400918.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: F644-G133.)

Motion by McCarty to continue for one week. Second by Stevens. No vote.

SUBSTITUTE MOTION BY MATHIS TO ADOPT THE RESOLUTION AS AMENDED APPROVING THE PAYMENT OF THE SETTLEMENT AND TO COME BACK TO COUNCIL IN THREE WEEKS TO SETTLE THE ISSUE OF HOW TO COVER THE COST. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea,

Vargas-yea, Mayor Golding-yea.

\* ITEM-121:

SUBJECT: Safe Haven Grant Coordinator Agreement.

(Districts-2 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1328) ADOPTED AS RESOLUTION R-283550

Authorizing the City Manager to enter into an agreement with Anthony Majadi to provide services as Safe Haven Coordinator for the period of January 1, 1994 through October 31, 1994, contingent upon continuation/renewal and availability of grant funds through the agreement period; Authorizing the expenditure of Safe Haven grant funds to execute the agreement, including any amendments or extensions, and to certify that the City will comply with all applicable statutory or regulatory requirements related to the grant.

CITY MANAGER SUPPORTING INFORMATION:

The City has entered into a grant agreement which is jointly funded by the U.S. Departments of Justice, Education, and Housing and Urban Development, and administered by Cities in Schools, Inc., to develop a Safe Haven program in the San Diego Operation Weed and Seed target area. The purpose of the Safe Haven Grant is to establish an accessible multi-service center offering a variety of services to a wide range of individuals throughout the designated Weed and Seed area with emphasis on drug and alcohol abuse prevention and diversion. Anthony Majadi, an individual, was selected as Safe Haven coordinator through a competitive process which satisfies Council Policy 300-7, and Administrative Regulations 2.2, 6.5, and 6.9. Aud. Cert. 9400890.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,

Vargas-yea, Mayor Golding-yea.

\* ITEM-122:

SUBJECT: California Department of Boating and Waterways Grant.

(Districts-1 and 2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1223) ADOPTED AS RESOLUTION R-283551

Authorizing the City Manager to apply for, accept and expend a grant from the California Department of Boating and Waterways for the purpose of acquiring a personal rigid-hull inflatable vessel for use in patrol, enforcement, search and rescue, and other activities of the Mission Bay Harbor Unit.

CITY MANAGER SUPPORTING INFORMATION:

The California Department of Boating and Waterways has recommended that the City submit an application for funding to purchase a personal rigid-hull inflatable water-craft for use in search and rescue, patrol, prevention, enforcement, and mutual aid activities of the Mission Bay Harbor Unit. Harbor Unit personnel agree that this vessel will be a valuable addition to their ability to serve recreational water sport participants in the Mission Bay jurisdiction.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-123: TRAILED TO MARCH 22, 1994

SUBJECT: Waiver of Payment in Lieu of Taxes (PILOT) for 1,200 Conventional Public Housing Units.

(See San Diego Housing Commission Report HCR-94-004CC.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1335)

Waiving the PILOT Program for Fiscal Year 1995;  
authorizing an amendment to the Cooperation Agreement  
with the Housing Authority of the City of San Diego to  
permanently waive Payment in Lieu of Taxes (PILOT)  
payments; Declaring that the amendment shall become  
effective upon receipt of consent to the amendment from  
the United States Department of Housing and Urban  
Development.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A644-B652.)

ITEM-124:

SUBJECT: Regional Mortgage Credit Certificate (MCC) Program.

(See Housing Commission Report HCR-94-003CC.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1330 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-283552

Authorizing the execution of a Cooperative Agreement  
between the County of San Diego and the City, to which  
the City will participate in the County's proposed  
Regional Mortgage Credit Program; Delegating  
responsibility for implementing the City's  
participation in the program to the San Diego Housing  
Commission;

Authorizing the Executive Director of the Housing  
Commission to take implementing actions on behalf of  
the City; Declaring that the City's annual share of  
administrative costs for the program, estimated to be  
\$65,000 to \$75,000, together with all other costs of  
implementing the program shall be paid from available  
funds in the Housing Commission's approved budget.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: E334-F276.)

MOTION BY KEHOE TO ADOPT THE RESOLUTION AS AMENDED APPROVING THE PARTICIPATION IN A REGIONAL APPLICATION, HOWEVER, THE CITY SHOULD MAINTAIN ITS ADMINISTRATION OF ITS OWN PROGRAM UNTIL THE COUNTY PROVIDES SPECIFIC DETAILS ABOUT HOW THE PROGRAM WILL BE ADMINISTERED, WHO WILL DO IT, AND HOW MUCH IT WILL COST. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-125:

SUBJECT: Authorizing Transport and Repair of Four Fire  
Department Aerial Ladders.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1256) ADOPTED AS RESOLUTION R-283553

Accepting the offer of O'Neil-Seagrave (Clintonville, Wisc.) to transport and repair four Fire Department Seagrave Aerial Ladders, to be repaired at the manufacturer's facility in Clintonville, Wisconsin; Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$131,960.84 from Unallocated Reserve (605) to the Fire Department (120), Supplies and Services; Authorizing the expenditure of not to exceed \$205,960.84 (\$131,960.84 from General Fund 100, Dept. 605, Org. No. 100, Object Account No. 4947 and \$74,000 from General Fund 100, Dept. 120, Object Account No. 4212).

CITY MANAGER SUPPORTING INFORMATION:

The Fire Department requests that four Seagrave Aerial Ladders be transported and repaired at the manufacturer's facility in Clintonville, Wisconsin. Currently, these aerial ladders are non-operational leaving the City without any available reserves. On average, only six of the sixteen Aerial Ladder Trucks are fully functional on a daily basis. These emergency repairs are necessary to provide an adequate level of service to the City and

ensure safe, dependable equipment for Fire Department personnel. O'Neill-Seagrave is the sole source for these repairs. The company is the only vendor to repair the aerial ladders to original specifications and will not authorize any other company to repair their ladders.

Aud. Cert. 9400896.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-126:

SUBJECT: Agreement with Access Inc. for the Renovation of their Facility.

(Linda Vista Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1213) ADOPTED AS RESOLUTION R-283554

Authorizing an agreement with Access Inc. (San Diego), for the renovation of their facility at 2612 Daniel Avenue; Authorizing the expenditure of an amount not to exceed \$24,500 from CDBG Fund 18529, Dept. 4042, Org. 4226, JO 112455, for the above project.

CITY MANAGER SUPPORTING INFORMATION:

Access Inc. is a non-profit organization located at 2612 Daniel Avenue. The Agency operates a program for high school drop-outs, in partnership with San Diego City Schools. The project proposes a renovation of their existing facility which includes: new carpeting, painting, installation of acoustic ceiling and overhead lighting; replacement of gas heater, and construction of disabled access ramp at front entrance. These improvements are needed in order to provide an appropriate learning environment for more than 50 Linda Vista youths who attend classes at the

facility every week during the year. Also, each summer Access Inc. will provide work experience and remedial education to approximately 200 youths who will also use this facility. Expenditure of \$24,500 in CDBG funding will provide for the construction of this project. On May 24, 1993, the City Council adopted Resolution R-282036, granting the Community Development Block Grant (CDBG) funding for this project. Aud. Cert. 9400827.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-127:

SUBJECT: Lease Agreement - Adult Protective Services, Inc. -  
East San Diego Adult Center.

(East San Diego Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1242) ADOPTED AS RESOLUTION R-283555

Authorizing the execution of a five-year lease agreement with Adult Protective Services, Inc., for the use of the 1,975 sq.ft. East San Diego Adult Center building at 4077 Fairmount Avenue, for the purpose of providing adult health care and recreation services to senior citizens, at an initial monthly rent of \$1,220.

CITY MANAGER SUPPORTING INFORMATION:

The East San Diego Adult Center Building has been leased to Adult Protective Services, Inc. (APS) a non-profit corporation, since March 1, 1985, under various agreements. APS provides services to senior citizens. In January 1993 the lease was placed on holdover, pending its renewal. Current rent is \$1,184.70 per month. Adult protective services has requested renewal of the agreement under the following terms and conditions:

1. Use: APS provides extensive day care to needy seniors.
2. Premises: 1,975 sq.ft. building at 4077 Fairmount Avenue in East San Diego.
3. Rent: \$1,220 (\$0.62 per sq.ft) per month with annual CPI adjustments.
4. Term: Five years.
5. Maintenance: APS will provide maintenance for the entire building in accordance with Council Policy 700-12.
6. Rent Credit: The City will grant a one time rent credit of \$2,050 for plumbing, roof repairs and painting. Comments:

The lease provides for the S.D. Police Department to use the facilities after regular hours for report writing and other needs, in hopes of deterring ongoing vandalism at the facility. The Manager would recommend approval of this agreement because it is consistent with Council Policy 700-12 Disposition of City Property to Non-profit organizations and APS provides services to low income seniors at a nominal fee that the City would otherwise be obligated to provide.

FILE LOCATION: LEAS - Adult Protective Service,  
Inc. LEASFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-128:

SUBJECT: Consultant Agreement for As-Needed Civil Engineering Services for the Point Loma Wastewater Treatment Plant.

(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1277) ADOPTED AS RESOLUTION R-283556

Authorizing the execution of an agreement with Beyaz and Patel, Inc. (San Diego & Contra Costa County), for as-needed civil engineering services for the City's Water Utilities Department; Authorizing the expenditure

of not to exceed \$50,000 from Sewer Revenue Fund No. 41508.

CITY MANAGER SUPPORTING INFORMATION:

The proposed agreement with Beyaz & Patel, Inc., will provide as-needed civil engineering services for the Point Loma Wastewater Treatment Plant. Services may include, but not be limited to: thorough engineering testing, field investigations and evaluation of existing structures and equipment; the preparation of design reports, recommending alternatives and providing plans, specifications and cost estimates for new facilities as well as for the restoration and modification of existing facilities and equipment; and assisting plant staff in maintaining and verifying accurate sewer flow metering. The proposed consultant was selected in conformance with Council Policy 300-7. The Design Consultant Nominating Committee certified five firms from the Civil Engineering (Water/Sewer) "As-Needed" list which was short-listed at the August 19, 1993, Consultant Nominating Committee Meeting. The five firms were interviewed by the Water Utilities Department and Beyaz & Patel, Inc. was recommended and approved by the City Manager.

Aud. Cert. 9400871.

WU-U-94-097.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-129:

SUBJECT: First Amendment to the Agreement for Personal Computer Training Services with National University.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-928) ADOPTED AS RESOLUTION R-283557

Authorizing the execution of a first amendment to the agreement with National University, for the provision of employee personal computer training services, as required for the period of July 1, 1993 through June 30, 1994; Authorizing the expenditure of not to exceed \$136,000 from General Fund 100, Account No. 9544, Enterprise Funds 40012, Dept. 700, Org. 376, Account No. 4460.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego has an existing contract with National University for the provision of personal computer training. National University provides computer training on the following subjects at various skill levels: WordPerfect, Lotus, Paradox, Windows, Computers Simplified and DOS/Hard Drive Management for IBM PCs and Word, PageMaker, and graphics applications for Macintosh computers. The training takes place at both City and consultant provided facilities. National University provides excellent training, with City employees course evaluations consistently in the "excellent" range. Existing contract activity reports show 10 percent Minority Business Enterprise (MBE) and 21 percent Women Business Enterprise (WBE) participation.

Aud. Cert. 9400818.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-130:

SUBJECT: Montgomery Field - Extension of Runway 28R.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1334) ADOPTED AS RESOLUTION R-283558

Authorizing a second amendment to the contract with P&D Technologies, for environmental work associated with the extension of Runway 28R; Authorizing the expenditure of not to exceed \$240,000 from CIP-33-141.0, Montgomery Field Runway Extension 28R.

CITY MANAGER SUPPORTING INFORMATION:

At the time the City of San Diego entered into an agreement with P&D Technologies to design the 1,200 ft. runway extension, it was the understanding that the environmental work required for this project consisted of coordination with resource agencies as required by the Finding of No Significant Impact (FONSI). It was also understood that the environmental impact assessment had been prepared to the U.S. Fish and Wildlife Service (USFWS) and the FAA's satisfaction. On March 25, 1993 the California Gnatcatcher and Riverside Fairy Shrimp were listed as threatened species by the USFWS. Additional environmental surveys were conducted. A family of gnat catchers were detected in the runway extension. Fairy shrimp surveys will begin in late March when vernal pool water accumulation and temperature trigger their activity. Additional technical studies, a focused Environmental Impact Report (versus a negative declaration), environmental permits, and additional engineering design services previously not anticipated or required, are now necessary in order to avoid impacts to these species. Our proposal calls for the environmental documents to be available for public review by May 13, 1994 with construction to commence in September.

Aud. Cert. 9400911.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-131:

SUBJECT: First Amendment to Reimbursement Agreement -  
Penasquitos Creek Improvements.

(Located east of I-15, north and south of Poway Road.  
Sabre Springs Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1225) ADOPTED AS RESOLUTION R-283559

Authorizing the execution of a first amendment to the Reimbursement Agreement, Penasquitos Creek Improvements (F.B.A. Credits) with Pardee Construction Company, which increases the approved reimbursement amount by \$825,000 from \$300,000 to \$1,125,000, in connection with the construction of landscaping and other improvements in Penasquitos Creek.

CITY MANAGER SUPPORTING INFORMATION:

On March 23, 1993, by Resolution R-281665, the City Council of the City of San Diego adopted the latest revision to the Sabre Springs Public Facilities Financing Plan and Facilities Benefit Assessment (FBA). This Financing Plan addresses the proposed development of the real property owned by Pardee Construction Company (Pardee) and others in the community plan area known as Sabre Springs. As the major property owner and developer in Sabre Springs, Pardee is to provide substantial public improvements for that area. On September 10, 1990, by Resolution R-276454, the City Council entered into a Reimbursement Agreement with Pardee to construct Project No. 31 of the Financing Plan, Penasquitos Creek Improvements. The approved agreement provided that Pardee advance the total cost for design and construction of the project. Reimbursement is to come in the form of receiving credits against the future payment of FBA fees. This amendment proposes to increase the estimated total cost of the project \$825,000, from \$300,000 to \$1,125,000. This increase was made necessary due to a significant increase in the overall scope of work. The expanded scope of this project now includes landscaping for the entire Creek, some 600,000 square feet of additional landscaped area, and the addition of a 7,655 lineal foot (1.5 mi) hiking and equestrian trail along the southerly side of Penasquitos Creek. Anticipating that additional costs would be required for this project, this revised estimated total cost was incorporated into last year's update to the financing plan. Hence, approval of this amendment poses no fiscal impact to the adopted financing plan. In addition, this amendment proposes to modify the schedule by which Pardee is to utilize the earned FBA credits from FY 1993-94 to FY 1997-2002 to reflect the slower rate of development currently anticipated for this community.

FILE LOCATION: STRT FB-9 CONTFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-132:

SUBJECT: Second Amendment to the Agreement with Secure Horizons/Pacific Care Health Plan.

RETIREMENT ADMINISTRATOR'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1281) ADOPTED AS RESOLUTION R-283560

Authorizing the President of the Board of Administration for the San Diego City Employees' Retirement System to execute a second amendment to the agreement with Secure Horizons, Pacific Care of California, to provide health insurance coverage for eligible retirees; Authorizing the expenditure of not to exceed \$54,000 from Fund 60011, Account 91910, for the purpose of providing funds for the second amendment to the agreement.

CITY MANAGER SUPPORTING INFORMATION:

Secure Horizons/Pacific Care Health Plan was approved by the City Employees' Retirement System Board of Administration on October 19, 1990 as an additional health plan option for those retirees who are Medicare eligible. Secure Horizons is a federally qualified health maintenance organization. The contract is amended to reflect revised monthly premium rates. The monthly premium rates applicable during the plan year from August 1, 1993 through July 31, 1994 are:

	93/94	92/93
	RATES	RATES
Retiree Only, With Medicare	\$ 36.51	\$ 34.69
Retiree & Spouse, Two Medicare	73.02	69.38
Retiree & Spouse, One Medicare	261.60	251.59
Retiree, Spouse & Dependents, One Medicare	326.11	340.91
Retiree, Spouse & Dependents, Two Medicare	175.41	158.70

Aud. Cert. 9400870.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-133:

SUBJECT: Third Amended Joint Powers Agreement for the Southern California Coastal Water Research Project Authority.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1285) ADOPTED AS RESOLUTION R-283561

Authorizing a Third Amended Joint Powers Agreement for the Southern California Coastal Water Research Project Authority of which the City of San Diego is a member; Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$250,000 from Sewer Revenue Fund 41506 for the purpose of funding the City of San Diego's portion of the agreement.

CITY MANAGER SUPPORTING INFORMATION:

The Southern California Coastal Water Research Project is a joint project which began in 1969 to study the interrelationships of treated wastewater discharges and the marine ecology for the purpose of ensuring protection and conservation of marine resources. The study areas extend from the Mexican border to the Santa Barbara County line. Other participants to this agreement include 1) The City of Los Angeles, 2) County Sanitation District No. 1 of Orange County, 3) The City of San Diego, and 4) County Sanitation District No. 2 of Los Angeles County. Several changes are incorporated in this Third Amended Joint Powers Agreement. They include changes in the membership of the nine member commission, commission responsibilities, elimination of the consulting board and other administrative tasks. It also increases the maximum amount due annually from the signatory agencies from \$1,200,000 to \$1,400,000. As in the past, funding for the project will come from the four dischargers and is apportioned according to effluent flow. The term of the

agreement is for three years commencing with Fiscal Year 1995. Acceptance of the agreement obligates the City for the first year of the term. Withdrawal provisions are included within the agreement for years two and three.

Aud. Cert. 9400884.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-134:

SUBJECT: Agreement with San Diego Neighborhood Housing Services.

(Districts-3 and 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1288) ADOPTED AS RESOLUTION R-283562

Authorizing the execution of an agreement with San Diego Neighborhood Housing Services, Inc., for the procurement of affordable housing to benefit low income owner/occupants; Authorizing the expenditure of an amount not to exceed \$35,000 from Fund 18529, Dept. 4045, Org. 4501, to pay staff salaries and fringe benefits.

CITY MANAGER SUPPORTING INFORMATION:

On May 24, 1993, the City Council approved the expenditure of \$35,000 to operate the Housing Rehabilitation Program under the aegis of San Diego Neighborhood Housing Services, Inc. The program is designed to carry out rehabilitation services such as rehabilitation counseling, energy auditing, preparation of work specifications, etc., as well stimulate the revitalization of, and reinvestment in, disadvantaged neighborhoods. Families and individuals receiving the services will meet HUD's low/moderate income guidelines.

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Aud. Cert. 9400881.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

**\* ITEM-135:**

SUBJECT: Miramar Ranch North Community Facilities District No. 1  
(Mello-Roos).

(Miramar Ranch North Community Area. District-5.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-94-1279) ADOPTED AS RESOLUTION R-283563

Authorizing the execution of a third amendment to the agreement with Willdan and Associates, for special tax consulting services in an amount not to exceed \$32,400.

**CITY MANAGER SUPPORTING INFORMATION:**

On September 7, 1990, the City entered into an agreement with Willdan and Associates for consultant services involving the preparation of an initial feasibility study to evaluate the proposed Miramar Ranch North Community Facilities District No. 1. A subsequent Council action authorized execution of a first amendment to the agreement for Special Tax Engineering services to form the district, to confirm construction of facilities financed by the district bonds and to verify costs associated with the completed improvements. The amendment was executed with the understanding that the documentation of improvements and verification of costs would be a single step process at the completion of all construction. This process would have resulted in a single lump sum payment to the developer at the time the City acquired the improvements. Pursuant to the terms and conditions of the Council-adopted Acquisition and Funding Agreement for the district, this single step process was revised to provide for monthly progress payments to the developer. As a

result, on July 12, 1993, the City Council authorized a second amendment to the agreement with Willdan and Associates for Special Tax Engineering services to perform monthly construction and incidental cost administration. This second amendment to the agreement expired on December 31, 1993. The developer is continuing to provide district funded public improvements. Therefore, a third amendment to the agreement is required to authorize Willdan and Associates to continue performing construction and incidental cost administration on a monthly basis for calendar year 1994. The developer is also planning to provide closing project data for up to nine facilities. Upon submittal of the data, Willdan and Associates will compile and present complete cost documentation files for each facility to the City for final cost auditing.

Aud. Cert. 9400885.

FILE LOCATION:                   STRT CF-1       CCONTFY94-1

COUNCIL ACTION:               (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-136:

SUBJECT: Appointment to the Citizens Advisory Board on Police and Community Relations.

(See memorandum from Mayor Golding dated 3/8/94 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1350)   ADOPTED AS RESOLUTION R-283564

Council confirmation of the appointment by the Mayor of Anne McDaniel (Council District 6), to serve as a member of the Citizens Advisory Board on Police and Community Relations, for a term ending March 1, 1996, replacing Jerelyn Dilno, whose term has expired.

FILE LOCATION:               MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-137:

SUBJECT: Selecting Barbara Bry and Ross J. Schwartz to Serve as Members of the Board of the San Diego Data Processing Corporation.

(See memorandum from Mayor Golding dated 3/8/94 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1346) ADOPTED AS RESOLUTION R-283565

Selecting Barbara Bry to serve as a member of the Board of Directors of the San Diego Data Processing Corporation, in the category of Finance, for a term ending July 1, 1995, replacing Edward F. Martin, who has resigned; Selecting Ross J. Schwartz to serve as a member of the Board of Directors of the San Diego Data Processing Corporation, in the Law category, for a three-year term ending July 1, 1996.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-138:

SUBJECT: Reappointments to the International Affairs Board.

(See memorandum from Mayor Golding dated 3/8/94.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1347) ADOPTED AS RESOLUTION R-283566

Council confirmation of the following reappointments by the Mayor to serve as members of the International Affairs Board for two-year terms ending March 1, 1996:

William L. Everitt  
Albert N. Williams  
Byong Mok Kim  
Elida Chavez  
Linda Noda Hobbs  
Vira Williams  
Waiving the City residency requirements for Linda Noda Hobbs, pursuant to Council Policy 000-13.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-139:

SUBJECT: Appointments to the Board of Library Commissioners.

(See memorandum from Mayor Golding dated 3/8/94 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1348) ADOPTED AS RESOLUTION R-283567

Council confirmation of the following appointment and reappointments by the Mayor to serve as members of the Board of Library Commissioners, for terms ending March 1, 1996: Appointment:

Ann MacCullough

(replacing Sharon O'Neal, whose term has expired)  
Reappointments:  
James R. Dawe  
Betty S. Sherman

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed  
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

\* ITEM-140:

SUBJECT: Nomination for Appointment to the San Diego Transit  
Board of Directors.

(See memorandum from Mayor Golding dated 3/8/94 with  
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1353) ADOPTED AS RESOLUTION R-283568

Nominating Joanne M. Pastula for appointment by the  
Metropolitan Transit Development Board (MTDB) to serve  
as a City member of the San Diego Transit Board of  
Directors, for a term to expire July 1, 1996, to  
replace Linda LeGerrette, whose term has expired;  
Directing the City Clerk to forward a copy of this  
resolution to MTDB for its information and action.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed  
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

\* ITEM-141:

SUBJECT: Appointment to the Park and Recreation Board.

(See memorandum from Mayor Golding dated 3/8/94 with  
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1349) ADOPTED AS RESOLUTION R-283569

Council confirmation of the appointment by the Mayor of  
Celeste Weinsheim, to serve as a member of the Park and  
Recreation Board, for a term ending March 1, 1996, replacing  
Peggy Lacy, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed  
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

\* ITEM-142:

SUBJECT: Reappointments to the Park and Recreation Board.

(See memorandum from Mayor Golding dated 3/8/94.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1359) ADOPTED AS RESOLUTION R-283570

Council confirmation of the following reappointments by  
the Mayor to the Park and Recreation Board, for  
two-year terms ending March 1, 1996:

Sally Ortega Madaffer  
Stuart L. Glassman-  
Helen Duffy  
Kathryn E. Karcher

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-143:

SUBJECT: Appointment and Reappointments to the Wetlands Advisory Board.

(See memorandum from Mayor Golding dated 3/8/94 with resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1352) ADOPTED AS RESOLUTION R-283571

Council confirmation of the following appointment and reappointments by the Mayor to the Wetlands Advisory Board, for terms ending July 1, 1995: Appointment:

Jim Bell (Education Outreach)  
(To replace Jose LaMont Jones, whose term has expired.)  
Reappointments:  
James A. Peugh (Community Organization)  
Lois Fong-Sakai (Coastal Salt March)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-144:

SUBJECT: Appointment to the Wetlands Advisory.

(See memorandum from Mayor Golding dated 3/8/94 with  
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1351) ADOPTED AS RESOLUTION R-283572

Council confirmation of the appointment by the Mayor of  
Dr. Barbara E. Kus (Vernal Pools), to the Wetlands  
Advisory Board, for a term ending July 1, 1995,  
replacing Marie A. Simovich, whose term has expired;  
Waiving residency requirements for Barbara E. Kus,  
pursuant to Council Policy 000-13.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed  
by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea,  
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,  
Vargas-yea, Mayor Golding-yea.

\* ITEM-145:

SUBJECT: Appointment and Reappointment to the Commission on the  
Status of Women.

(See memorandum from Mayor Golding dated 3/8/94 with  
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1354) ADOPTED AS RESOLUTION R-283573

Council confirmation of the following appointment and  
reappointment by the Mayor to the Commission on the  
Status of Women, for two-year terms ending March 1,  
1996: Appointment:

Katherine Anne Holladay (To replace Nellie G. Amondson,

whose term has expired.) Reappointment: C.R. Wormsby

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-146:

SUBJECT: Outstanding Fines and Warrants Collection.

(See City Manager Report CMR-94-13 and City Attorney's Report dated 1/19/94.)

PUBLIC SERVICES AND SAFETY COMMITTEE'S RECOMMENDATION:

On 1/19/94, PS&S voted 5-0 (Councilmembers Roberts, Kehoe, Stevens, McCarty and Vargas voted yea) to recommend adoption of the following resolution:

(R-94-1272) ADOPTED AS RESOLUTION R-283574

Directing the City Manager to: 1) request the San Diego Municipal Court to consider implementation of a civil assessment system structure for collection of outstanding fines and warrants; 2) if approval is received from the court, prepare a work program, timeline and cost projection for consideration by the Committee on Public Services and Safety.

CITY MANAGER SUPPORTING INFORMATION:

On January 19, 1994, the Committee on Public Services and Safety considered the Outstanding Fines/Warrant Collection Structure for Backlog Cases. The Committee adopted the City Manager's recommendation (5-0) that the City request the San Diego Municipal Court to strongly consider implementation of the civil assessment collection system structure proposed by the San Diego Data Processing Corporation. Under that structure, the Municipal Court would determine what civil assessments would be imposed and would recognize a joint powers agency (ARJIS) to collect outstanding fines and civil assessments through San Diego Data Processing Corporation. The net income derived from those

collections would be used to finance unmet criminal justice system automation needs as prioritized by the ARJIS Board of Directors. The scope of this collection system structure would be limited to backlog cases only and would thereby not present a conflict with the San Diego Municipal Court Collection Agency RFP process now being pursued by the County of San Diego. The City Manager will take the lead in pursuing this request with the Municipal Court. If the San Diego Municipal Court agrees to implement this civil assessment system, the Manager will then request SDDPC and ARJIS to prepare a work program, time-line and cost projection for the proposed system. Once this information is available, the issue will be returned to the Committee on Public Services and Safety for further consideration.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-147:

SUBJECT: Miramar Landfill Permit Update and Regulatory Conformance.

(See City Manager Report CMR-94-59. Miramar Naval Air Station. District-5.)

PUBLIC FACILITIES AND RECREATION COMMITTEE'S RECOMMENDATION:

On 3/9/94, PF&R voted 4-0 to recommend adoption of the following resolution (Councilmembers Mathis, Kehoe, Warden, and McCarty voted yea; Councilmember Stallings not present):

(R-94-1249) ADOPTED AS RESOLUTION R-283575

Authorizing an agreement with Bryan A. Stirrat & Associates (Diamond Bar, CA), for professional services required for West Miramar Refuse Disposal Facility-Phase II; Authorizing the expenditure of not to exceed \$1,090,742 from Refuse Disposal Enterprise Fund 41201, CIP-37-056.0, West Miramar Refuse Disposal Facility-Phase II.

Aud. Cert. 9400856.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150:

SUBJECT: Proclaiming the week of March 21, 1994 "Bee Smart Week."

(See memorandum from Mayor Golding dated 2/28/94.)

RULES COMMITTEE'S RECOMMENDATION:

On 3/7/94, the Rules Committee voted 4-0 to recommend adoption of the following resolution (Councilmembers Roberts, Stevens, McCarty and Mayor Golding voted yea; Councilmember Stallings not present):

(R-94-1879) ADOPTED AS RESOLUTION R-283576

Proclaiming the week of March 21, 1994 "Bee Smart Week"; Directing the City Manager to establish an ad hoc committee to develop a workplan to address concerns regarding Africanized Honeybees; Requesting the City Attorney to draft an appropriate beekeeping ordinance that is consistent with the County of San Diego's.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B653-C514.)

MOTION BY ROBERTS TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Declaring a Continued State of Emergency regarding the  
Discharge of Raw Sewage from Tijuana, Mexico.

(San Ysidro and Tijuana River Valley Community Areas.  
District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1355) ADOPTED AS RESOLUTION R-283577

Declaring a continued State of Emergency regarding the  
discharge of raw sewage from Tijuana, Mexico.

CITY MANAGER SUPPORTING INFORMATION:

For over 50 years, renegade raw sewage flows from Tijuana, Mexico have flowed across the international border in the Tijuana River into the United States. These flows have impacted the health and safety of San Diego residents. The permanent solution to this border situation is the construction of the proposed International Treatment Plant by the federal government. This plant is expected to be operational by 1998 and will treat raw sewage from Mexico. In the interim, until the international plant is constructed, the City in 1991, agreed to accept and treat 13 million gallons per day of Tijuana sewage in the Metropolitan Sewerage System. The amount of flow that the City can accept is limited due to the capacity of the emergency connection. Due to increased water availability and usage in Tijuana, raw sewage flows in the Tijuana River have increased. These flows are beyond the capacity that can be handled by the Mexican treatment system and the emergency connection. These increased flows threaten the health, safety and welfare of the citizens of San Diego. The continued declaration of emergency will enable the City to assist state and federal agencies in expediting the treatment of this international sewage. The government code requires the local governing body to review a State of Emergency every fourteen days until the local emergency is declared terminated. This action requests the continuation of the State of Emergency declared by City Council on September 7, 1993 and authorization for the City Manager to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A644-B652.)

CONSENT MOTION BY VARGAS TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201:

SUBJECT: Investment Policy for the San Diego City Employees' Retirement System.

(See report from the Retirement Administrator.)

RETIREMENT ADMINISTRATOR'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1254) ADOPTED AS RESOLUTION R-283578

Approving and adopting the recommendation of the San Diego City Employees' Retirement System (SDCERS) Board, supported by and based upon the recommendations and review of the Board's independent investment counsel and independent investment consultants, to amend the SDCERS Investment Policy to permit international investments and to increase the percentage limitation for pooled investment vehicles from 5 percent to 20 percent of the market value of the pools at the time of entry.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C515-D648.)

MOTION BY McCARTY TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: (R-94-1451) ADOPTED AS RESOLUTION R-283579  
APPROVING LEASE AMENDMENTS

SUBJECT: In the matter of authorizing the City Manager to continue negotiations for lease amendments with the Hilton Corporation with regard to the Hilton Hotel in East Mission Bay, and with San Diego Princess

Management Corporation with regard to the Princess Hotel on Vacation Isle. (Mission Bay Community Area. District-2.)

Accept testimony from any members of the public who wish to address the Council on this subject, then refer the matter to Closed Session on March 22, 1994 for Council discussion.

CITY MANAGER'S RECOMMENDATION:

The City Manager's recommendation will be presented in Closed Session on March 22, 1994. Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D649-E071.)

MOTION BY ROBERTS TO ADOPT THE RESOLUTION APPROVING THE LEASE AMENDMENTS WITH THE HILTON CORPORATION WITH REGARD TO THE HILTON HOTEL IN EAST MISSION BAY, AND WITH SAN DIEGO PRINCESS MANAGEMENT CORPORATION WITH REGARD TO THE PRINCESS HOTEL ON VACATION VILLAGE. Second by Stallings. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:22 p.m. in honor of the memories of Shirley Alcorn, Percy Demaray, and June Violet Zager as requested by Council Member McCarty.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G134).